

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

## **DATA TREASURY CORPORATION**

## **Plaintiff,**

V.

**WELLS FARGO & COMPANY, ET. AL.,  
Defendants**

**Civil Action No.:2:06-CV-  
72 (DF)**

## **JURY TRIAL DEMAND**

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**UNOPPOSED MOTION TO EXTEND CERTAIN DEADLINES**

Plaintiff DataTreasury Corporation files this Unopposed Motion to Extend Certain Deadlines (“Unopposed Motion”) seeking extensions of certain deadlines related to Defendants’ Motion for Summary Judgment for Claim Invalidity Based on Indefiniteness of U.S. Patent No. 5,930,778, as outlined below.

Action	Current Deadline	New Deadline
Plaintiff files Responsive Brief to Defendants' Motion for Summary Judgment	7/13/07	7/27/07
Defendant files Reply Brief to Plaintiff's Response Brief	7/23/07	8/6/07
Plaintiff files Sur-Reply Brief to Plaintiff's Reply Brief	8/2/07	8/16/07

Defendants Bank of America Corporation, Bank of America, N.A., Wachovia Corporation, Wachovia Bank, N.A., First Data Corporation, Telecheck Services, Inc., and Remitco, LLC, agree with the deadline extensions. The new deadlines do not affect the trial setting for this case or the Markman hearing in this case.

Accordingly, Plaintiff DataTreasury Corporation respectfully requests that the Court enter an order setting the new deadlines as set forth above. An order reflecting the relief requested is attached for the Court's convenience.

Respectfully submitted,



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**ATTORNEYS FOR PLAINTIFF DATATREASURY CORPORATION**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing document was served electronically upon all the following on the 10th day of July, 2007.

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**NICOLE REED**

**CERTIFICATE OF CONFERENCE**

I hereby certify that on July 9<sup>th</sup>, 2007, counsel for DataTreasury Corporation conferred with counsel for Defendants concerning the foregoing Unopposed Motion to Exceed Page Limits. Defendants do not oppose the relief requested by Plaintiff.



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**NICOLE REED**